

**DIVISION OF HEALTH SERVICES REGULATION
RHODE ISLAND BOARD OF EXAMINERS IN DENTISTRY**

**3 CAPITOL HILL
CONFERENCE ROOM # 401
PROVIDENCE, RHODE ISLAND**

**WEDNESDAY, NOVEMBER 5, 2014
8:00AM**

OPEN SESSION MINUTES

BOARD MEMBERS IN ATTENDANCE

Carleton Cappuccino, DMD, Chairman

Stephen Puerini, DMD, Vice Chairman

Donald Williams, Secretary

Russell Chin, DDS

Caroline Danish, DDS

Jeffrey Dodge, DMD

Martin Elson, DDS

Kerri Friel, RDH, COA, CDA, MA

Eric George, DMD

Louis Marciano, BS, M.Ed

Martin Nager, DMD

Susan Perlini, RDH, BS

Robert Ricci, Ph.D

Maryellen Simas, RDH

STAFF MEMBERS IN ATTENDANCE

Amy Coleman, JD

Michael Fine, MD

Robert O'Donnell, MS

Linda Esposito

OTHERS IN ATTENDANCE

Robert Bartro, DDS, RIDA

Craig McMann - Benco Dental

Patrick Quinlan, JD, RIDA

1. Establishment of a Quorum

A meeting of the Rhode Island Board of Examiners in Dentistry was held on Wednesday, November 5, 2014 at the Rhode Island Department of Health, Conference Room # 401, 3 Capitol Hill, Providence, RI 02908. A quorum was established and the Open Session meeting was called to order at 8:00AM on a motion by Martin Nager, DMD, and seconded by Louis Marciano, BS, M.Ed, Motion carried.

2. Public Comment

Patrick Quinlan, JD, RIDA, spoke in regards to the response to the language changes requested by St. Joseph Health Services of Rhode Island for RIGL 5-31.1-23 Limited Registration/Academic Facility/Fees. Attorney Quinlan stated the State should create standards as there are 750 Dental Schools in the world and place a sunset provision on the Bill, to see what the impact would be on the new changes.

3. Presentation of the October 1, and 22, 2014 Open Session Meeting Minutes

Motion was made by Martin Nager, DMD, and seconded by Jeffrey Dodge, DMD,

to accept the Open Session minutes for the Rhode Island Board of Examiners in Dentistry, Dentistry Examining Committee and Dental

Hygienist Examining Committee for October 1, 2014 as well as the Open Session Subcommittee meeting on October 22, 2104. The Board voted unanimously to approve the Open Session minutes as presented. Motion carried.

4. Chairperson's Report

- **Announcements**

- o **Appointment of Martin Elson, DDS, as new Board member.**

- o **New York Times Editorial – The White Teeth Monopoly – discussion on non dentist performing this service and what it may do in the future.**

- o **Eastern Dentist Insurance Company (EDIC) –Clinical Bulletin on the Dental Professional Review and Evaluation Program (D-Prep) – discussion on how other States use it for evaluating the competency of dental professionals.**

- o **Louisiana State Board of Dentistry Letter – Will be continued for the next Board meeting.**

5. Old Business

Donald Williams discussed the October 22, 2014, Subcommittee meeting where Daniel J. Kane, DMD, of St. Joseph Health Services of Rhode Island spoke in regards of the difficulty to attracting Dentist to the State of Rhode Island. Discussion was made for language change to RIGL 5-31.1-23 Limited Registration/Academic Facility/Fees. Sub Committee Board Members voted unanimously to approve to support the concept of the draft of changes to RIGL 5-31.1-23, but reserve the Right to make final comment. Motion was made by Martin Nager, DMD, to accept the Subcommittee recommendations and was seconded by Louis Marciano, BS, M.Ed. Motion carried as the Board voted unanimously to approve.

6. New Business

Motion was made Martin Nager, DMD, to amend the Agenda to allow Jeffrey Dodge, DMD, to discuss the American Association of Dental Boards (AADB) meeting that he had attended on October 7 & 8, 2014. Motion carried as the Board voted unanimously to approve.

Jeffrey Dodge, DMD, discussed several topics which were discussed

at the AADB meeting. Such topics included:

- Sleep Apnea/Sleep Disorder Breathing as a Board Certified Sleep physician with a sleep study.
 - Oral snoring appliances may not be effective in treating Apnea
 - Ultimate goal would be to get more dentists screening and referring patients for accurate diagnosis and treatment by building and facilitating relationships between medicine and dentistry.
 - Drug Diversion – back ground checks, locking up prescription pads, ordering and restocking safeguards, record keeping and current address.
 - Prescription Monitoring Programs (PMP) – Self query during license renewal, quarterly or monthly and way to protect dentist and staff.
 - North Carolina Supreme Court case on Governor appointments vs. Elected by dentist.
 - State of Arizona requires 12 hours of training for new Board members.
-
- Massachusetts and Nebraska register dental assistants.
 - Oregon- Weekly autoclave testing, 2 hours of CE in infection control annually.
 - South Carolina - sedation guidelines Oral and IV same classification.
 - Maryland - Pharmacy Board and Dental Board collaboration -
Pharmacy “permit” to administer and store drugs related to sedation, 2 inspections annually (unannounced) also permit for

antibiotic storage.

- **NY- 1 hour elder abuse training annually for CE requirement.**

Review and Approval of Applicants for:

Stephen Puerini, DMD, announced to all Board Members present that the Examining Committee for applicants applying for licensure as a Dentist, Dental Anesthesia Permits, and Dental Anesthesia Facility Permits and had met on this date at 7:45AM and reviewed the applicants and recommend they be approved for licensure in:

Dentist Licensure:

- **Dongho Kim**
- **Nicholas Lavoie (with Nitrous Oxide)**
- **Anya Rost (Denied Minimal Sedation pending Inspection and Review)**
- **Mariya Shnaydman**

Dental Anesthesia Permits:

- **No Applicants**

Dental Anesthesia Facility Permits:

- **No application can be licensed as the Rhode Island Department of Health does not have an Inspector at this time to do an inspection which is required for the licensure/permit.**

Motion was made by Louis Marciano, BS, M.Ed, and seconded by Martin Nager, DMD, to approve the list of applicants for Dentist Licensure and Dental Anesthesia Permits. Motion carried as the Board voted unanimously to approve.

Maryellen Simas, RDH, announced to all Board members present that the Examining Committee for applicants applying for licensure as a Dental Hygienists Licensure and Dental Hygienists Local Anesthesia Permits had met on this date at 7:45AM and reviewed the applicants and recommend they be approved for licensure in:

Dental Hygienists Licensure:

- **Deborah Breece**
- **Leah Giraitis (with Local Anesthesia)**
- **Janella Stokinger (with Local Anesthesia)**
- **Lori Ann Walker (with Local Anesthesia)**

Dental Hygienists Local Anesthesia Permits:

- **No Applicants**

Motion was made by Martin Nager, DMD and seconded by Russell Chin, DDS,

to approve the list of applicants for Dental Hygienists Licensure and Dental Hygienists Local Anesthesia Permits. Motion carried as the Board voted unanimously to approve.

Controlled Substance Regulations – Continued to the next Board meeting.

Other States Applicants – Requirements for licensure.

A request for application processing information was put before the Board with regard to Dental candidates applying by Endorsement who became licensed in another state without having taken the NERB or any other acceptable Regional Board exam, as defined in the Rules and Regulations. After discussion, a motion was made by Louis Marciano, BS, M.Ed., and seconded by Stephen Puerini, DMD, to review each application on a case by case basis and to allow the applicant an opportunity to provide official documentation from NERB that any other exam they may have taken is the equivalent of the NERB standard. If an applicant cannot provide such official documentation, their application status will be amended to “by

Examination” and the Board will allow their application to remain pending for two (2) years from the date of receipt by the Board office. This two (2) year time period will be allowed in order to offer the applicant an opportunity to take the NERB exam and qualify for licensure. In any event, any Examination candidate must have taken the NERB, or any equivalent as approved by the Board, within five (5) years of the date of application.

7. Adjourn to Closed Session

Motion was made by Kerri Friel, RDH, COA, CDA, MA, and seconded by Robert Ricci, Ph.D, to adjourn to Closed Session at 9:45AM. Motion carried as the Board voted unanimously to approve. Pursuant to section 42-46-4 and 42-46-5(a) (2) for the purpose of discussing pending litigation in the case of Frank Paletta, MD, DMD, FACS, Mohammad Banki, MD, DMD, FACS, and Facial & Oral Surgery, LLC vs. Rhode Island Board of Examiners in Dentistry, CA No. 14-309 . Also, pursuant to Sections 42-46-4 and 42-46-5(a)(4) of the Rhode Island General Laws, for investigatory proceedings regarding allegations of civil or criminal misconduct.

8. Return to Open Session

**Motion was made by Martin Nager, DMD, and seconded by Jeffrey Dodge, DMD,
at 10:30AM to re-open the Open Session and to seal the Minutes of the Closed Session pursuant to Sections 42-46-4, 42-46-5 and 42-46-7 of the Rhode Island General Laws. Motion carried as the Board voted unanimously to approve.**

9. Final Actions on all votes taken in Closed Session

The board reviewed five (5) cases: Two (2) cases will be continued; Two (2) cases were found to have No Unprofessional Conduct; and One (1) case was found to the licensee will receive a Reprimand with Administration Costs.

10. Adjournment

The next Rhode Island Board of Examiners in Dentistry meeting will be held on Wednesday, December 3, 2014, 8:00AM at the Rhode Island Department of Health, Conference Room # 401, 3 Capitol Hill, Providence, RI 02908. Motion was made by Louis Marciano, BS, M.Ed, and seconded by Stephen Puerini, DMD, to adjourn at 10:35AM. Motion carried as the Board voted unanimously to adjourn.

Respectfully submitted,

Robert E. O'Donnell, Jr.

Board Manager

Rhode Island Board of Examiners in Dentistry